

To: The Honorable Mayor and City Council

From: Ruby C. Johnson, Purchasing Department 

Date: December 11, 2012

RE: **A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SELECTION OF POOLE & KENT COMPANY OF FLORIDA, AS THE CONTRACTOR TO FURNISH ALL LABOR, EQUIPMENT, MATERIALS AND EXPERTISE NECESSARY TO COMPLETE THE FILTER REHABILITATION PROJECT AT THE WINSON WATER TREATMENT PLANT, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN THE INVITATION FOR BID NO. 31-11-12 WINSON WATER TREATMENT PLANT PHASE 1 - FILTER REHABILITATION; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT FOR THE PROVISION OF THE STATED SERVICES, AT A COST NOT TO EXCEED THREE MILLION SIX HUNDRED SEVENTY SIX THOUSAND DOLLARS (\$3,676,00.00); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.**

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**RECOMMENDATION**

Staff is recommending that the Mayor and Council approve award of IFB 31-11-12 for the Winson Water Treatment Plant Phase -1 / Filter Rehabilitation to Poole & Kent Company of Florida in the amount of \$3,676,000. The project construction components include the replacement of filter media, surface wash agitator system, under drain system and pipe gallery for existing Filters Nos. 1 through 4, including refurbishment and waterproofing of filter interiors for leak suppression, with all ancillary accessories.

**BACKGROUND**

RFP 31-10-11 was solicited in June, 2012 and three (3) companies responded. Poole & Kent was the lowest responsive bidder for this project.

This project is being funded by the State Revolving Fund (SRF) and has been approved by the Florida Department of Environmental Protection, the City's Environmental Consultant, Hazen & Sawyer and the City's Owner's Engineering Rep, Tetra Tech to move forward with award.

While most of the services under this contract are specialized, Poole & Kent has submitted a letter of intent to subcontract 10% of this project to local North Miami vendors where allowed.

**Attachments**

Resolution

Tabulation

Approval Letters

Local Preference Participation



RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE SELECTION OF POOLE & KENT COMPANY OF FLORIDA, AS THE CONTRACTOR TO FURNISH ALL LABOR, EQUIPMENT, MATERIALS AND EXPERTISE NECESSARY TO COMPLETE THE FILTER REHABILITATION PROJECT AT THE WINSON WATER TREATMENT PLANT, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN THE INVITATION FOR BID NO. 31-11-12 WINSON WATER TREATMENT PLANT PHASE 1 - FILTER REHABILITATION; AND FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT FOR THE PROVISION OF THE STATED SERVICES, AT A COST NOT TO EXCEED THREE MILLION SIX HUNDRED SEVENTY-SIX THOUSAND DOLLARS (\$3,676,000.00); PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.**

**WHEREAS**, the Florida Department of Environmental Protection State Revolving Fund (“SRF”) has designated the Winson Water Treatment Plant (“Water Plant”), under Project Number DW Project No. 13183, as eligible for available funding to finance much needed construction and infrastructure improvements to the Water Plant; and

**WHEREAS**, on June 25, 2012, the City of North Miami (“City”) advertised *Invitation for Bid No. 31-11-12 Winson Water Treatment Plant Phase 1 - Filter Rehabilitation* (“IFB”) as part of the City’s ongoing effort to accomplish the improvements and upgrades of the Water Plant with SRF funding; and

**WHEREAS**, the IFB seeks to obtain a contractor to furnish all labor, equipment, materials and expertise necessary to complete the filter rehabilitation at the Water Plant, in accordance with the terms, conditions and specifications contained in the IFB (“Services”); and

**WHEREAS**, in response to the IFB, Poole & Kent Company of Florida (“Contractor”), submitted its sealed bid and qualifications (“Bid”), expressing the capability, willingness and expertise necessary to perform the Services pursuant to IFB requirements and conditions; and

**WHEREAS**, Contractor was selected by City administration as the most responsive, responsible low-bidder whose bid, qualifications and references demonstrated to be the most advantageous to the City; and

**WHEREAS**, on November 12, 2012, the Florida Department of Environmental Protection approved Contractor's bidding information and authorized the City to proceed with a contract, qualifying the City for SRF funding in the amount of Three Million Five Hundred Twenty-Six Thousand Dollars (\$3,526,000.00), for the provision of Services; and

**WHEREAS**, the City Manager respectfully requests that the Mayor and City Council approve the selection of Consultant and authorize the City Manager and City Attorney to negotiate and execute an agreement, in accordance with the provisions of the IFB and SRF guidelines.

**NOW THEREFORE, BE IT DULY RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:**

**Section 1.**      **Selection Approval.** The Mayor and City Council of the City of North Miami, Florida, hereby approve the selection of Poole & Kent Company of Florida, as the contractor to furnish all labor, equipment, materials and expertise necessary to complete the filter rehabilitation project at the Winson Water Treatment Plant, in accordance with the terms, conditions and specifications contained in the Invitation for Bid No. 31-11-12 Winson Water Treatment Plant Phase 1 - Filter Rehabilitation.

**Section 2.**      **Authority of City Manager and City Attorney.** The Mayor and City Council of the City of North Miami, Florida, hereby authorize the City Manager and City Attorney to negotiate and execute an agreement for the provision of the stated services, at a cost not to exceed Three Million Six Hundred Seventy-Six Thousand Dollars (\$3,676,000.00).

**Section 3.**      **Effective Date.** This Resolution shall become effective immediately upon adoption.

**PASSED AND ADOPTED** by a \_\_\_\_\_ vote of the Mayor and City Council of the City of North Miami, Florida, this \_\_\_\_\_ day of December, 2012.

\_\_\_\_\_  
ANDRE D. PIERRE, ESQ.  
MAYOR

ATTEST:

\_\_\_\_\_  
MICHAEL A. ETIENNE, ESQ.  
CITY CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY:

\_\_\_\_\_  
REGINE M. MONESTIME  
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

**Vote:**

Mayor Andre D. Pierre, Esq.	_____ (Yes)	_____ (No)
Vice Mayor Marie Erlande Steril	_____ (Yes)	_____ (No)
Councilperson Michael R. Blynn, Esq.	_____ (Yes)	_____ (No)
Councilperson Scott Galvin	_____ (Yes)	_____ (No)
Councilperson Jean R. Marcellus	_____ (Yes)	_____ (No)



IFB 31-11-12		Winson Water Treatment Plant - Phase 1		Opening Date: July 31, 2012		Vendor Name	Cardinal Contractors, Inc.	Florida Design Contractors, Inc.	Poole & Kent Company of Florida
						Address	5365 Stirling Road	1326 South Killian Drive	1781 NW North River Drive
						Contact Name	Fort Lauderdale, FL 33314	Lake Park, FL 33403	Miami, FL 33125
						Phone:	William J. McDevitt	Thomas H. Clarke	Patrick H. Carr
						Local Vendor	(954) 587-0520	(561) 845-1233	(305) 325-1930
						FEID No.	NO	NO	NO
							80-0388786	65-0306996	75-3163466
		ESTIMATED				QTY	UNIT COST		UNIT COST
1	Mobilization					Lump Sum	\$90,000.00		\$90,000.00
2	Filter System Rehabilitation					Lump Sum	\$2,124,900.00		\$1,980,000.00
3	Allowance for Water Purchases from Other Utilities					Allowance	\$1,450,000.00		\$1,450,000.00
4	Additional Work Directed by the Owner					Allowance	\$150,000.00		\$150,000.00
5	Indemnification					Lump Sum	\$100.00		\$1,000.00
6	Permitt Fee Allowance					Allowance	\$5,000.00		\$5,000.00
		TOTAL COST					\$3,820,000.00		\$3,676,000.00
		CONTRACT FORMS & DOCUMENTS					Responsive		Responsive
		Form A-1 Public Entity Crimes					YES		YES
		Form A-2 Non-Collusive Bidder Certificate					YES		YES
		Form A-3 Local Preference					YES		YES
		Form A-4 Questionnaire					YES		YES
		Form A-5 Acknowledgment of Addenda					YES		YES
		Form A-6 Disclosure of Subcontractors					YES		YES
		Form A-9 Bid Bond					YES		YES
		Form A-14 References					YES		YES
		Insurance					YES		YES
		Attended Mandatory Pre-Bid					YES		YES
		General Contractor License					YES		YES
		5 years of Experience					YES		YES
		References					YES		YES



**FLORIDA DEPARTMENT OF  
ENVIRONMENTAL PROTECTION**

BOB MARTINEZ CENTER  
2600 BLAIR STONE ROAD  
TALLAHASSEE, FLORIDA 32399-2400

RICK SCOTT  
GOVERNOR

JENNIFER CARROLL  
LT. GOVERNOR

HERSCHEL T. VINYARD JR.  
SECRETARY

November 13, 2012

Mr. Aleem Ghany, Director of Utilities  
City of North Miami  
776 NE 125 Street, 3rd Floor  
North Miami, Florida 33161

Re: DW131830 - North Miami  
Supply/Treatment

Dear Mr. Ghany:

We have reviewed the bidding information for the Winson Water Treatment Plant Bid Package 1 Filter Rehabilitation contract. The selection of the bidder identified below is acceptable.

Contractor	Contract Amount	SRF Eligible
Poole & Kent Company of Florida	\$3,676,000.00	\$3,526,000.00

This letter is your authorization to award the contract. Bid item 4 totaling \$150,000.00 for allowance is not SRF eligible but may be made eligible through change order. Please submit a copy of the award resolution or notice to proceed, the executed contract between the City and the contractor and the attached certification of contractor's Insurance and Bonding after the contract is executed to: Florida Department of Environmental Protection, 2600 Blair Stone Road M.S. 3505, Tallahassee, Florida 32399-2400. Note that no disbursements for this contract will be made until the award resolution or notice to proceed, the contract and certification are returned to us. Also, no disbursement will be made until there is an executed financial agreement.

Please send all change orders to Greg Brown for review, and advise him of the pre-construction conference date so that he may attend. If we may be of further assistance, please call Cindy Bonds at (850) 245-8365.

Sincerely,

Christine M. Klena, Deputy Director  
Division of Water Resource Management

CMK/cb

Enclosure

cc: Brenda Westlake - Management Consulting Division



August 14, 2012

Ruby Johnson, CPPO  
Director - Purchasing Department  
**CITY OF NORTH MIAMI**  
776 NE 125th Street  
North Miami, FL 33161

**Winson Water Treatment Plant – Filter Rehabilitation**  
**IFB 31-11-12 Recommendation of Contract Award**

Dear Ms. Johnson:

Hazen and Sawyer has reviewed the bid proposal documents opened on July 31, 2012 for the subject project. The bids received consisted of proposals from a total of three (3) Contractors, presented below in order from lowest to highest bid amount.

Bidder Name	Bid Amount	Ranking by Amount
Poole & Kent Company of Florida	\$3,676,000.00	1
Florida Design Contractors, Inc.	\$3,687,100.00	2
Cardinal Contractors, Inc.	\$3,820,000.00	3

As a result of our review of the bid proposal documents forwarded to us on August 8, 2012 by the City, please note that we consider the Poole & Kent Company of Florida a responsible and qualified Contractor to perform the work described in the contract documents. Please note that this review does not address bidder responsiveness, as that function was addressed by the City. If you have any questions, please do not hesitate to contact our office.

Very truly yours,

**HAZEN AND SAWYER, P.C.**



Bert Vidal, P.E.  
Senior Associate

c: P. Carney  
G. Cunningham  
File No. 44238-004BP1





**TETRA TECH**

## **TECHNICAL MEMORANDUM**

**To:** Wisler Pierre-Louis, P.E.  
City of North Miami City Engineer and Project Manager

**From:** Kenneth L. Caban, P.E., BCEE, LEED® AP  
Senior Project Manager

**Date:** August 23, 2012

**Subject:** **North Miami Owner's Engineering Representative Work Order No. 2  
Review of Filter Rehabilitation Contractor Bid**

**Tt #:** 200-66798-12002

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The City released RFQ #33-10-11 in March 2011 to retain the assistance of an Owner's Engineering Representative (OER) to provide an independent review of contract document for the rehabilitation and expansion of the Winson Water Treatment Plant (WTP) and to act as an extension of City of North Miami Engineering staff for this and other projects. The OER contract was awarded to Tetra Tech by the City Council at the April 26, 2011 meeting. This technical memorandum provides a summary of the review comments on the final bid contract documents for the rehabilitation of the filters at the Winson WTP.

Purchase Order 260423 was issued on March 29, 2012 to Hazen and Sawyer for engineering services for the Winson WTP Improvements. Numerous deliverables and bid packages will be prepared under this Purchase Order, the first of which is the bid package for the rehabilitation of the filters, and the second of which is the bid package for the rehabilitation of the public supply wells.

Tetra Tech received the Contractor Bid Documents consisting of the bid tabulation, bid form and other supporting documentation for bidding of the rehabilitation of the filters at the WTP on August 13, 2012.

Tetra Tech has reviewed the Filter Rehabilitation Contractor Bids and the award recommendation letter from Hazen and Sawyer and has the following comments:

1. Tetra Tech agrees with Hazen and Sawyer's recommendation letter that the lowest responsive bidder response was obtained from Poole & Kent Company of Florida for a bid amount of \$3,676,000.
2. Tetra Tech would like to confirm if references provided by Contractors were contacted, and if favorable responses were received.

3. If Contractor's references were not contacted, Tetra Tech recommends that Hazen and Sawyer contact references shown on the Contractor Bid Documents.

C:\Documents and Settings\Ken.caban\Desktop\NM OER\Work Orders\Work Order No. 2\Technical Memorandum\Winson WTP Review of Filter Rehabilitation Contractor Bid.docx

C: Stephen Johnson, City of North Miami  
Aleem Ghany, P.E., CFM, City of North Miami  
Paul Vida, City of North Miami  
James Christopher, P.E., Tetra Tech  
Jon Fox, P.E. Tetra Tech





Poole & Kent Company of Florida  
1781 N.W. North River Drive  
Miami, FL 33125  
P.O. Box 420556  
Miami, FL 33242

Phone: 305.325.1930  
Fax: 305.324.0522

December 4, 2012

Ruby C. Johnson  
City of North Miami Beach  
776 NE 125<sup>th</sup> Street  
North Miami, Florida 33161-4116

Re: Winson WTP Phase 1 – Filter Rehabilitation  
IFB 31-11-12

Sub: **Local Business Participation**

Ruby,

The purpose of this letter is to affirm Poole & Kent's intention to endeavor to utilize North Miami local businesses where practical in the construction of the filter rehabilitation work at the Winson WTP.


In endeavoring to utilize North Miami local businesses, Poole & Kent will consult with North Miami's Community Redevelopment Coordinator in an attempt to find local companies to perform work or to provide services on this project. Also, we will examine North Miami's listing of local businesses and solicit proposals from those local companies for services or supplies which are not being self-performed by Poole & Kent or are not already committed, because of their specialized nature, to other companies.

It should be noted that Poole & Kent's bid of \$3,676,000 included allowances of \$1,600,000, primarily for the purchase of water from Miami-Dade County. Thus, the actual value of the work is \$2,076,000. Also, be reminded that, because North Miami is utilizing the State of Florida SRF, Poole & Kent has already committed 12% of the contract amount (\$440,000) to Minority and Women Business Enterprises.

Please feel free to contact me at (305) 325-1930 with any questions.

Sincerely,

**Poole & Kent Company of Florida**

  
Brian MacClugage  
Vice President